



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2011 Biennium

Bill #	SB0250	Title:	Strengthen protection against counterfeit marks or logos
Primary Sponsor:	Wanzenried, David E	Status:	As Amended

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact:

The Department of Corrections is unable to determine what the fiscal impact would be from this new felony. With a maximum sentence of 1 year (versus 10 years before amended) in the state prison the likelihood of a significant impact to the general fund is reduced. Current sentencing practices indicate that a prison sentence would not be likely.

FISCAL ANALYSIS

Assumptions:

This bill would create a felony with a penalty of up to one year imprisonment for trademark counterfeiting when the number of items involved exceeds 100 or if the value of the items is \$1000 or more. Currently there is no department or misdemeanor (Board of Crime Control) data relating to this crime, therefore DOC is unable to determine how many new felony convictions will occur.

Sponsor's Initials

Date

Budget Director's Initials

Date